

YOUNG & THOMPSON

International Patent & Trademark Law

Established 1903

Emil Bønnelycke
1875-1936

William H. Young
1902-1958

Irvin S. Thompson
1903-1979



June 23, 2009

Examiner C. Ostrup
Art Unit 3771
United States Patent and Trademark Office
Alexandria, VA
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U.S. Application No. 10/535,149
Our Ref.: 6501-1049

Dear Examiner Ostrup

Thank you for granting a telephonic interview on Thursday at 11 AM. Your time and consideration of the above-identified application are greatly appreciated.

As you requested, please find a proposed amendment and the PTOL-413 transmitted hereafter.

I look forward from hearing from you and Supervisory Examiner Yu on Thursday.

Kind regards,

Robert A. Madsen, Reg. No. 58,543
Attachments

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DRAFT. DO NOT ENTER

1. (currently amended) An inhaler device ~~including comprising:~~

an inlet for air,

a mouthpiece for connection to the breathing system of a human,

[[and]]

a permanent magnet having magnetic field ~~above 1500 gauss~~ between about 1,500 gauss to 3,000 gauss between the inlet and the mouthpiece, the permanent magnet being located in a stream of inhaled air that passes through the inhaler device, and

paramagnetised oxygen proximate to the magnet.**2-5. (cancelled)****6. (new)** An inhaler device comprising:

a body having at least a first and a second opening, the first opening is an inlet for air intake, the second opening is a mouthpiece for connecting to the breathing system of a human, and

a permanent magnet having magnetic field of at least ~~1500 gauss~~ between about 1,500 gauss to 3,000 gauss and positioned inside the body between the inlet and the mouthpiece,

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DRAFT. DO NOT ENTER /CTO/

wherein the inlet, the permanent magnet, and the mouthpiece are arranged so that a stream of air from the inlet travels through the inhaler device, past the magnet, to the mouthpiece, and

the magnetic field induces paramagnetism to oxygen in said stream of air such that a zone proximate to the magnet includes paramagnetised oxygen.

7. (cancelled)

8. (new) The inhaler device of claim 6, wherein the mouthpiece is arranged together with the inlet to allow a user to draw air through the inhaler device.

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Applicant Initiated Interview Request Form

Status of Application: ☐ New ☐ Renewal

(1-2)

Proposed Time: 17 AM AM/PM

(3) ☐ Video Conference

☒ NO

Issues To Be Discussed

Issues (Ref., Obj., etc)	Claims/ Fig. 2s	Prior Art	Dismissed	Agreed	Not Agreed
(1) Written descript.	1, 6, 8	n/a	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) Indefiniteness	1, 6 and 8	n/a	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) Obviousness	1, 6, 8	Wakuta	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☒ Continuation Sheet Attached

The attached Proposed Amendment overcomes the objections.

interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Examiner: SP# Signature

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Registration Number, if applicable

[illegible]